GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Forest Department - Diversion of 0.30 Ha. of forest land in Compartment No. 85 of Pasuvemula R.F. and Nellikal R.F. of Nagarjunasagar Wildlife Management Division for laying optical fiber cable in forest area along Peddavura to Macherla route, in favour of M/s. Idea Cellular Limited, Hyderabad - Permission accorded - Orders - Issued.

ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (Section.II) DEPARTMENT

G.O.MS.No. 72 **Dated: 25-07-2016**

Read the following:-

1. From PCCF& HoFF, AP, Lr Rc.No.398918/2013/WL-I, Dated.20-4-2015 and 46005/2012/FCA-I, Dated.25-4-2015.
2. State Govt. Lr.No.9128/Section-II/2013, Dt. 16-5-2015.
3. From GoI, MoEF& C.C, WL Division, New Delhi Lr.F. No.6-48/2015 WL (34th meeting) Dated. 30-6-2015.
4. From GoI, MoEF& C.C, R.O, Chennai Lr.F.No.4-APB008/2015-CHN/0081, Dated.8-1-2016
5. State Govt. Lr.No.9128/Section-II/2013, Dt.5-5-2016.
6. From GoI, MoEF& C.C, R.O, Chennai Lr.F.No.4-APB008/2015-CHN/1223, Dated.8-1-2016

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ORDER:

The Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, Hyderabad in his letters 1st read above, has submitted proposals under Forest (Conservation) Act, 1980 and Wildlife (Protection) Act, 1972 for diversion of 0.30 Ha. of forest land in Compartment No. 85 of Pasuvemula R.F. and Nellikal R.F. of Nagarjunasagar Wildlife Management Division for laying optical fiber cable in forest area along Peddavura to Macherla route, in favour of M/s. Idea Cellular Limited, Hyderabad and requested to forward the same to Government of India, Ministry of Environment, Forests & Climate Change and National Board for Wildlife for the approval of Standing Committee of National Board for Wildlife.

2. The said proposal was sent to Member Secretary, National Board for Wildlife (NBWL) for according approval of Standing Committee of NBWL, as required under Wildlife (Protection) Act, 1972 and to Inspector General of Forests, Government of India, Ministry of Environment, Forests & Climate Change, for according approval under Forest (Conservation) Act, 1980 vide State Government letter 2nd read above.

3. The Government of India, Ministry of Environment, Forests & Climate Change, Wildlife Division, New Delhi, in their letter 3rd read above have informed that the Standing Committee of the National Board of Wildlife in the 34th meeting held on 2-6-2015 have recommended the proposal, subject to a condition that the implementation of mitigation measures as prescribed by National Tiger Conservation Authority (NTCA.)

4. Government of India, Ministry of Environment, Forests & Climate Change, Regional Office, Chennai vide their letter 4th read above, have accorded their approval in-principle (Stage-I) under Section-2 of Forest (Conservation) Act, 1980, for the proposal, subject to compliance of certain conditions as stipulated therein.

5. The State Government vide letter 5th read above, have furnished compliance report on the conditions stipulated by the Government of India, Ministry of Environment, Forests & Climate Change, while according in-principle (Stage.I) approval.

6. Government of India, Ministry of Environment, Forests, & Climate Change, Regional Office, Chennai in their letter 6th read above, have accorded their approval (Stage-II) under Section-2 of Forest (Conservation) Act, 1980, for diversion of 0.30 Ha. of forest land in Compartment No. 85 of Pasuvemula R.F. and Nellikal R.F. of Nagarjunasagar Wildlife Management Division for laying optical fiber cable in forest area along Peddavura to Macherla route, in favour of M/s. Idea Cellular Limited, Hyderabad, subject to compliance of certain conditions as stipulated therein.

7. Government after careful examination of the proposal, hereby accord permission to the Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, Hyderabad, for diversion of 0.30 Ha. of forest land in Compartment No. 85 of Pasuvemula R.F. and Nellikal R.F. of Nagarjunasagar Wildlife Management Division for laying optical fiber cable in forest area

along Peddavura to Macherla route, in favour of M/s. Idea Cellular Limited, Hyderabad, subject to the following conditions:-

i. Legal status of the diverted forest land shall remain unchanged.

ii. The demarcation of the proposed forest area shall be carried out by erecting 4 feet high cement concrete pillars duly numbered at an interval of 20 meters at the cost of User Agency.

iii. Additional amount of the Net Present Value (NPV) of the diverted forest land if any, becoming due after revision of the same by the Hon'ble Supreme Court of India in future, shall be charged by the State Government from User Agency.

iv. State forest Department shall carry out mitigation measures as recommended by the NTCA at the cost of User Agency.

v. The cable line shall be laid at least one meter below the ground level and the forest land shall be restored to its original state after laying the same. The maximum size of the trench should not exceed 2.00 mt depth and 1.00 mt width.

vi. The layout plan of the proposal shall not be changed without the prior approval of the Central Government.

vii. Minimal disturbance should be ensured by creating labour camps outside the forests area as far as possible and it will be the responsibility of the UA to ensure that the labourers & staff engaged in execution of work do not destruct nearby forest flora & fauna.

viii. Felling of trees shall not be carried out by the User Agency.

ix. Work shall be taken up during day time only. No work shall be carried out during night time.

x. User Agency shall undertake soil conservation measures around the forest area proposed for diversion at the project cost.

xi. The total forest area utilized for the project shall not exceed 0.3 ha and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal.

xii. User Agency and the State Government shall ensure compliance to provisions of the all Acts, Rules, Regulations and Guidelines, for the time being in force, as applicable to the project.

xiii. Any other conditions that the Central Government or Addl. PCCF (Central) of Regional Office, Chennai may impose from time to time in the interest of afforestation, conservation and management of flora and fauna in the area, shall be complied by the user agency.

xiv. In the event of failure to comply with any of the above conditions the user agency is liable for penal action as decided by the Additional PCCF (Central), Regional Office, Chennai.

8. The Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, Hyderabad is directed to take further necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)
Dr. P.V.RAMESH
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The Principal Chief Conservator of Forests & Head of Forest Force,
Andhra Pradesh, Hyderabad.

Copy to:
The Additional Principal Chief Conservator of Forests (Central)
Government of India, Ministry of Environment & Forests,
Regional Office, 1st and 2nd Floors,
Handloom Export promotion Council Building
34, Cathedral Garden Road, Nungambakkam, Chennai – 600034.

The M/s. Idea Cellular Limited,
5-9-62, Khan Lateef Khan Estate, 3rd Floor, Fateh Maidan Road, Hyderabad -500 001

/ FORWARDED :: BY ORDER //

SECTION OFFICER